UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI WESTERN DIVISION

CARL R. BRANDON

PLAINTIFF

VERSUS

CIVIL ACTION NO. 5:08cv161-DCB-MTP

FRANK DAVIS, ET AL.

DEFENDANTS

FINAL JUDGMENT

This matter having come before the Court on the Magistrate Judge's Report and Recommendation [docket entry no. 14] that the plaintiff's case be dismissed for failure to prosecute, and the Court's having adopted said Report and Recommendation in its entirety, accordingly:

IT IS HEREBY ORDERED AND ADJUDGED that the action is DISMISSED WITHOUT PREJUDICE.

SO ORDERED, this the 24th day of November 2008.

<u>s/ David Bramlette</u>
UNITED STATES DISTRICT JUDGE